

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P.O. Box 7599  
Boulder, Colorado 80537-0599

10-22-03  
CPA  
ATTORNEY DOCKET NO. 10003511-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:  
Class \_\_\_\_\_ Subclass \_\_\_\_\_

Prior application:  
Examiner: Betty J. Forman  
Art Unit: 1634

"Express Mail" label no.: EV333 998 826US  
Date of Deposit: October 20, 2003

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

By [Signature]  
Typed Name: Donna Macedo

Mail Stop: CPA  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria VA 22313-1450

**REQUEST FOR A CONTINUED PROSECUTION APPLICATION (CPA) 37 CFR 1.53(d)**

Sir:

This is a request for filing a continuing application procedure, 37 CFR 1.53(d) a

- ☒ Continuation  
☐ Divisional

**Prior Application**

Application Serial No.: 09/628,472  
Filed: July 31, 2000  
Title (as originally filed): Array Based Methods for Synthesizing Nucleic Acid Mixtures  
Title (as last Amended): \_\_\_\_\_  
Name of applicant(s): Volber

- ☐ The prior application is hereby abandoned.  
☐ The issue fee in the prior application has not been paid.  
☒ Please use all the contents of the prior application file wrapper, including the drawings and entered amendments, as the basic papers for the new application.

**Foreign Priority - 35 USC 119**

- ☐ Foreign priority under 35 U.S.C.119 has been claimed in prior application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_.  
☐ The certified copy has been filed in prior application Serial No. \_\_\_\_\_ filed \_\_\_\_\_.  
☐ A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

**Petition for Extension of Time in Prior Application**

- ☒ A petition for extension of time is enclosed herewith.

**Assignment**

- ☒ The prior application is assigned to Agilent Technologies Inc.  
☐ The prior application is assigned to Agilent Technologies Inc. and \_\_\_\_\_.  
☐ The prior application is assigned to \_\_\_\_\_.

**Inventorship Statement**

- ☐ Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.62(a) as a result of a change in the claimed subject matter: \_\_\_\_\_.

**Declaration and Power of Attorney**

- ☐ The Power of Attorney in the prior application is to:

Customer Number

022878

Place Customer  
Number Bar Code  
Label here

- ☒ The power appears in the original papers in the prior application.  
☐ The power does not appear in the original papers, but was filed on \_\_\_\_\_.  
☐ Recognize as Associate Attorney or Agent \_\_\_\_\_, Registration No. \_\_\_\_\_.  
☐ Authorization is hereby granted by signature below of the Attorney or Agent of record.  
☐ The Associate Attorney or Agent may not have the authority to appoint other Attorneys or Agents.

**Communications**

Address all future communications to:

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

Direct telephone calls to:

Name: Gordon Stewart  
Telephone No.: 650-485-2386

**Waiver of Secrecy**

It is understood that secrecy under 35 USC 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a CPA application, be it either this application or a prior application in the same file wrapper, the PTO may provide similar information or access to all the other applications in the same file wrapper.

**Other Amendments**

- ☐ Before calculating the filing fee, amend the prior application as follows:  
☐ Cancel the following claims \_\_\_\_\_.  
☐ Enter the enclosed Preliminary Amendment.  
☒ Enter the Amendment(s) under 37 CFR 1.116 dated August 18, 2003 that was unentered in the Prior Application. A copy of the Amendment(s) is (are) enclosed.

**Fee Calculation**

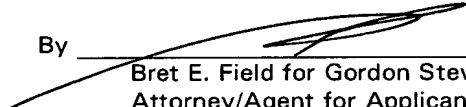
The filing fee calculated below is for an ☒ Utility ☐ Design application, and based on the claims remaining after entry of the enclosed Preliminary Amendment.

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY					
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS	
TOTAL CLAIMS	15-- 20	0	X \$18		
INDEPENDENT CLAIMS	3-- 3	0	X \$86		
ANY MULTIPLE DEPENDENT CLAIMS			\$290		
BASIC FEE: Design (340.00); Utility (770.00)				\$770.00	
TOTAL FILING FEE				\$770.00	
EXTENSION FEE	1 <sup>ST</sup> MONTH 110.00 <input type="checkbox"/>	2 <sup>ND</sup> MONTH 420.00 <input checked="" type="checkbox"/>	3 <sup>RD</sup> MONTH 950.00 <input type="checkbox"/>	4 <sup>TH</sup> MONTH 1480.00 <input type="checkbox"/>	\$420.00
TOTAL CHARGES TO DEPOSIT ACCOUNT					\$1,190.00

Charge \$1,190.00 to Deposit Account **50-1078**. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **50-1078** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account **50-1078** under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

By

  
Bret E. Field for Gordon Stewart  
Attorney/Agent for Applicant(s)

Reg. No. 37,620

Date: October 20, 2003

Telephone No. 650-485-2386